



State of Ohio Environmental Protection Agency

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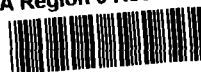
MAILING ADDRESS:

Lazarus Government Center
P. O. Box 1049
Columbus, OH 43216-1049

January 5, 2000

Jason El-Zein, Chief
Response Section One
U.S. EPA, Region V
9311 Groh Road
Grosse Ile, MI 48138

EPA Region 5 Records Ctr.



253007

Dear Mr. El-Zein:

Ohio EPA requests U.S. EPA's assistance for an emergency removal of containers of waste from the Buckley Towing/Buckley Auto Wrecking facility at 2977 Manchester Road, Coventry Township, Summit County, Ohio. I have attached a "Time Critical Removal Action Referral Package" which provides detailed information about the site and the hazards that exist.

Buckley Towing/Buckley Auto Wrecking operated until early in 1999 and is currently held in Summit County Probate Court under the Estate of Robert Buckley. On December 15, 1999, the Ohio EPA conducted a complaint investigation at the Buckley Towing/Buckley Auto Wrecking facility and found 26 drums and several smaller containers of waste. Most of the drums were in bad shape. Some were crushed, several were leaking and most were old and rusty. The facility is located in a residential area with no fencing. The site also contained approximately 20,000 scrap tires which are being removed.

I hereby request that U.S. EPA conduct an action that includes the removal of these containers from this property as soon as possible. If you have any questions, please call Harry Sarvis of my staff at (614)644-2949.

Sincerely,

Pamela S. Allen

Pamela S. Allen, Enforcement Coordinator
Division of Hazardous Waste Management

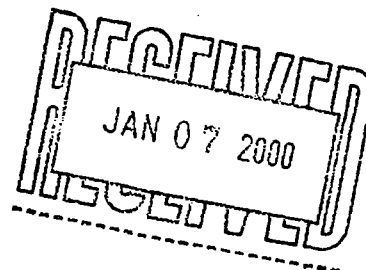
Attachments

wp8.PSA.lcn.g:buckleytrucking.

cc w/o attachments:

Harry Courtright/Robert Almquist, DHWM, NEDO
Harry Sarvis, Supervisor, CAS, DHWM
Kevin Clouse, DERR/SIU
Linda Oros, PIC

Bob Taft, Governor
Maureen O'Connor, Lieutenant Governor
Christopher Jones, Director



INTER-OFFICE COMMUNICATION

TO: Dave Sholtis, Assistant Chief, DHWM, CO

FROM: ^{Re} Robert Almquist, DHWM, NEDO, through ^{2ED For} Harry Courtright, Group Leader, DHWM, NEDO

DATE: December 27, 1999

SUBJECT: Referral of Buckley Towing for a Time-Critical Removal Action

CONFIDENTIAL

Attached is a time-critical removal action referral for Buckley Towing.

DHWM, NEDO is requesting U.S. EPA assistance for an emergency removal of 26 drums and several smaller containers of what may be hazardous waste. There is no business now operating at the Buckley Towing location and the public access to these containers is unrestricted. Many of the containers are in very poor condition.

A letter will soon be sent to the attorney representing the estate holding this property explaining the regulations that apply to these containers. This attorney and others have indicated that no action regarding these containers is likely to be conducted by the responsible party or parties.

Please call Robert Almquist at 330-963-1217 if you have questions or need more information.

RA:cl
Enclosure

cc: Kevin Clouse, DERR, CO
Pam Allen, Environmental Manager, DHWM, CO

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DEC 28 1999

DIV. OF HAZARDOUS WASTE MGT.

**OHIO EPA
TIME-CRITICAL REMOVAL ACTION
REFERRAL PACKAGE**

This referral is for 26 drums that potentially contain hazardous waste.

I. SITE LOCATION AND RESPONSIBLE PARTY INFORMATION

- A. **SITE NAME:** Buckley Towing and/or Buckley Auto Wrecking
- B. **LOCATION:** 2977 Manchester Road, Coventry Township, Summit County
- C. **OWNERS/OPERATORS:**

The most recent operator was Ernie Buckley. I understand he is currently in prison for drug violations. I believe the property is held in Summit County Probate Court under the Estate of Robert Buckley, deceased, whose heirs are Ernie Buckley and Edwin Buckley. Grace Buckley, Ernie's wife, is also listed in an Agreed Judgment Entry of the Summit County Court of Common Pleas regarding this property. Donald George is an attorney that represents the title holders of the property. Mr. George's address and phone is: 503 Portage Lakes Drive, #8, Akron, OH 44319, 330-644-5297

- D. **BRIEF DESCRIPTION OF STEPS TAKEN TO COMPEL RESPONSIBLE PARTIES TO CONDUCT SITE REMEDIATION:**

Coventry Township and Summit/Akron Solid Waste Management Authority removed scrap tires, scrap metal, and solid wastes. The Agreed Judgment Entry of the Summit County Court of Common Pleas stated that the Estate of Robert Buckley shall repay this money. I talked to Mr. George on the phone on 12-10-99. At that time he thought the drums (see below) had been removed. On 12-21-99 I left Mr. George a message to call me. I plan to tell him the responsibility the property owners have for these drums (waste determination and disposal) and send him a letter detailing this.

II. SITE DESCRIPTION AND BACKGROUND INFORMATION:

- A. **DESCRIPTION OF PAST OR PRESENT OPERATIONS AND HOW WASTES WERE GENERATED:**

Property operated as junkyard since 1940's (per Agreed Judgment Entry).

Per October 2, 1998 letter from Bob Hasenyager of the Summit County Health District: Site was littered with scrap tires and solid waste. Fill material was

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added - possibly consisting of car parts and solid and hazardous waste. On rainy days there appeared to be oil and gas slicks throughout the site.

At least some of these drums were under the scrap tires for at least 4 years (per Bob Hasenyager, 11-24-99)

The Division of Hazardous Waste Management and the Division of Surface Water had no previous file or records on this.

B. SITE CHARACTERISTICS:

- Site layout (size, number of buildings, topography, etc.):

See attached map. All buildings have been demolished. Site is basically flat except for wastes piled up against Cormany Rd. Site is basically exposed soil with trash mixed in. Site was not fenced on 12-15-99 but a fence is planned to be installed.

- Quantity and type of Wastes and/or Hazardous Substances:

Twenty-six 55-gallon drums. Fourteen (14) of these were the ones that had been under the tires. They are suspected to be containing solvents or solvent-containing material, such as waste paint or concrete crack sealer. There were two pieces of plywood on top of these and some roofing shingles on top of some of these drums. I removed one of the pieces of plywood so that we could get an accurate count of the drums. The remaining 12 of the total 26 drums are suspected to contain used oil. Twenty-three (23) of the drums were labeled with an id number (1-23). Three of the drums were not labeled because of a large puddle in front of them. Two of these (unlabeled) drums were partially crushed and one was almost all the way crushed and had opening in the top with a piece of metal stuck through. Of the drums we labeled the following applies:

- #6 - vent bung was open
- #14 - had leaked out brown material on one side
- #16 - had a leak and labeled "hazardous when empty"
- #17 - very rusty
- #20 - printed label "Chemtool 250"; handwritten label "cutting tool oil"
- #22 - painted blue and white

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Several smaller containers were with the drums as follows:

- seven 5-gallon pails
- one plastic container of about 5 gallons
- one plastic container on top of the drums of 2 or 3 gallons
- one open pan of oily liquid on top of the drums

On either side of the drums are large piles of soil and other waste. This waste was previously in 12 smaller piles. At that time a composite TCLP sample was taken which found 5.5 mg/l of lead. The TCLP hazardous waste level for lead is 5 mg/l. Ten of these piles were sampled for total lead with the highest level found being 13,000 mg/kg lead.

Trichloroethene (TCE) was found in two residential wells during August 1998 sampling. These homes lie in a line from the Buckley property to a nearby lake. The closest home, Non-Responsive had 11 ug/l TCE and the furthest Non-Responsive, had 0.6 ug/l TCE. The MCL for TCE is 5 ug/l. No evidence has been found to directly tie this contamination to Buckley Towing or to any other source.

- Analytical Data or Other Documentation on Chemical Characterization of Wastes Present (attach Analyticals):

Analyticals for the waste piles and groundwater (see below) are attached.

- Condition of Containers:

See above for specifics but most were very rusty and in poor condition. Some were open.

- Proximity to Population and Population Density:

Homes are located across the street and nearby.

III. THREATS TO PUBLIC HEALTH AND THE ENVIRONMENT

A. DESCRIPTION OF POTENTIAL EXPOSURE TO HUMANS, ANIMALS OR THE FOOD CHAIN FROM HAZARDOUS SUBSTANCES OR CONTAMINANTS:

Containers are outside and there is no fence or other access restrictors. While we were there, kids got off the school bus nearby.

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B. ACTUAL OR POTENTIAL FOR RELEASE PRESENT:

It appears there have been some releases from these containers. During the next rain a release of at least the oily water from the open pan will occur. Due to the poor condition of the containers other releases are likely.

C. THREAT OF FIRE OR EXPLOSION:

Unknown

IV. ASSESSMENT OF ENVIRONMENTAL HAZARDS AND PROPOSED RESPONSE ACTIONS

A. DESCRIPTION OF HAZARDS (REAL AND POTENTIAL) POSED BY SITE AND WHAT ACTIONS SHOULD BE UNDERTAKEN TO REDUCE OR ELIMINATE HAZARD:

The hazards of the containers is that they may leak contents into the soil and groundwater, they may catch on fire, or someone may be injured by exposure to the contents. Actions which should be taken are to sample and properly dispose of containers and their contents.

Hazards of the waste pile are that people may be exposed to lead from them and that lead may runoff to contaminate soil and/or groundwater. Actions which should be taken are to remove and properly dispose of piles of soil and waste. More sampling may be needed for this.

The hazard of the TCE found in the residential wells is that, even though Bob Hasenyager of the Summit County Health District has indicated these residents do not drink the well water, there remains potential exposure to TCE by other uses of the water, most notably, bathing and showering. Actions which should be taken are to investigate the source of TCE and plan for remediation, if needed. Resampling of home wells and sampling from the two wells on the Buckley property would be needed.

Sampling, containerizing, and disposing/recycling of the waste in the 26 drums and several smaller containers are the primary actions for which Ohio EPA requests USEPA assistance.

V. CHRONOLOGY OF EVENTS

1. 11-17-99 complaint from Bob Hasenyager; Summit County Health Department received by Robert Almquist.
2. 12-10-99 telephone conversation between Don George, attorney for title holders of the property, and Almquist.

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3. 12-15-99 site visit by Almquist, Coder, and Hasenyager.
4. 12-20-99 documents from Hasenyager received by Almquist.

VI. INDEX OF DOCUMENTS

1. 11-17-99 complaint including 11-24-99 follow up conversation record and map of area.
2. 12-10-99 conversation record.
3. 12-15-99 site visit notes and diagram.
4. Documents received from Hasenyager on 12-20-99:
 - A. 12-16-99 letter to Almquist
 - B. 9-8-99 Agreed Judgment Entry
 - C. 1-2-98 letter to Mike Bolas
 - D. 9-8-98 Well sampling results
 - E. Well logs
 - F. 9-16-98 letter to homes with wells that were tested
 - G. 11-11-99 TCLP soil sample results
 - H. 11-17-99 Total lead sample results

VII. EXTENUATING OR MITIGATING CIRCUMSTANCES

None known.

VIII. CONTACTS

District Office: Robert Almquist, DHWM, NEDO 330-963-1217

Central Office:

IX. SIGNATURES

Signed: Robert Almquist Date: 12-27-99

Approved: J. Palmer Date: 12-27-99

